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8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES,

12 Plaintiff,

13 v.

14 ARMANDO RIVEROS-GOMEZ,

15 Defendant.
16
17

Case No. 2:20-MJ-114-DJA

**STIPULATION TO ORDER
PROBATION TO PREPARE A
REPORT DETAILING THE
DEFENDANT'S CRIMINAL
HISTORY**

18 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
19 Trutanich, United States Attorney, and Kimberly M. Frayn, Assistant United
20 States Attorney, counsel for the United States of America, and Rene L. Valladares,
21 Federal Public Defender, and Andrew Wong, Assistant Federal Public Defender,
22 counsel for Armando Riveros-Gomez, that this Court order U.S. Probation to
23 prepare a report detailing the defendant's criminal history, if any.

24 This Stipulation is entered for the following reasons:

- 25 1. This is an illegal reentry fast track case under USSG § 5K3.1.
26

1 2. Under the fast track agreement, the parties have agreed to jointly
2 request that the change of plea and sentencing proceed on the same day. The
3 defendant has further agreed to consent to a presentence investigation interview
4 prior to entry of plea. For probation to commence the interview and the presentence
5 investigation report, they require an order from the Court instructing them to
6 prepare a report detailing the defendant's criminal history. Typically, this order is
7 entered at the time of a defendant's initial appearance by way of a minute order.
8 However, in this case, the magistrate judge did not issue such an order.¹

9 3. In order to give full effect to the fast-track agreement, the parties
10 require the requested order. Probation cannot begin the presentence investigation
11 report without the order.

12 4. Defense counsel has spoken to probation and they have no opposition.
13 Probation requests this order.
14

15
16 DATED this 8th day of April 2020.

17
18 RENE L. VALLADARES
19 Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

20 /s Andrew Wong
21 By _____

/s/ Kimberly M. Frayn
By _____

22 ANDREW WONG
Assistant Federal Public Defender

KIMBERLY M. FRAYN
Assistant United States Attorney

23
24
25 _____
26 ¹ The parties surmise that this likely did not happen in this case because
the case was initiated by way of a complaint rather than an indictment.

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

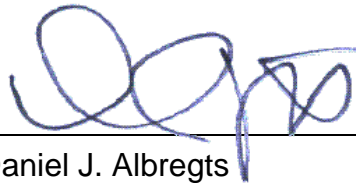
3
4 UNITED STATES OF AMERICA,
5 Plaintiff,
6
7 v.
8 ARMANDO RIVEROS-GOMEZ,
9 Defendant.

Case No. 2:20-MJ-114-DJA

ORDER

10
11 Based on the Stipulation of counsel and good cause appearing,
12 IT IS ORDERED that the U.S. Probation is directed to prepare a report
13 detailing the defendant's criminal history, if any.

14 DATED this 10th day of April, 2020.

15
16 

17 Daniel J. Albregts
18 United States Magistrate Judge